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7-11-98

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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 5TH DAY OF JUNE 1998

B E F O R E

THE HON'BLE MR. JUSTICE T.N. VALLINAYAGAM

WRIT PETITION NO. 16271/1998

BETWEEN:

Fayaz Pasha, Major,
S/o Mohammed Haneef,
Prop: K.G.M. Tourist Bus,
No.6, Masjid Road,
Jallymohalla, Bangalore.

26/-
... Petitioner.

(By Sri D.Nagajyothi for Petr.)

AND:

1. The Regional Transport Authority,
Central, Koramangala,
Bangalore - 34.

2. The Regional Transport Authority,
Shimoga Dist., Shimoga.

3. The Inspector of Motor Vehicle,
Regional Transport Office,
Shimoga Dist., Shimoga.

... Respondents.

(By Sri R.K.Hatti, HCGP, for Respdts.)

... 2/-

This Writ Petition filed under Articles 226 & 227 of the Constitution of India with an affidavit praying to: Quash vide Annex.H dt.9-5-98 by R-3 and etc.

This Writ Petition coming on for preliminary hearing this day, the Court made the following:

O R D E R

Normally such writ petitions are not entertainable under the writ jurisdiction.

Taking into consideration the representation made by the senior Counsel, I am inclined to direct the authorities to release the vehicle on payment of 50% of the tax immediately. On the challan being shown to the authorities concerned for having paid the same, the vehicle shall be released without any further reference to anybody. The petitioner is also given liberty to file an appeal under the provisions of the Motor Vehicle Taxation Act.



Subject to the above direction, the writ petition is disposed of.

Government Pleader takes notice.

Sd/- Judge.

COPY

Assistant Registrar
High Court of Karnataka
Bangalore 560 001

bsr(o.s.)

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